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Dated: August 4, 2008

Signature: \_\_\_\_\_

(William A. Di Bianca)

**EXPEDITED PROCEDURE**

Group Art Unit: 3738

Docket No.: SPINE 3.0-437 CPCPCPCPCPCPCP I CON III

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: :  
Errico et al. :  
Application No.: 10/663,488 : Group Art Unit: 3738  
Filed: September 16, 2003 : Examiner: B. E.  
For: INTERVERTEBRAL SPACER DEVICE :  
HAVING AN ENGAGEMENT HOLE FOR :  
MANIPULATION USING ASURGICAL :  
TOOL :

**AMENDMENT UNDER 37 CFR 1.116**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated March 4, 2008, finally rejecting claims 1-3, 5-9, 11-13 and 15, please amend the above-identified U.S. patent application as follows: